G. R. S. App. F. IX-4]

194 2-

File No. 32-42

Previous References.

Serial Nos. 1, 2.

RB 32-60-9, 10.

Later References.

Preserve

23.6.61

GENERAL AND REVENUE SECRETARIAT

Serial Nos.

Part B for Nov. 42.

SUBJECT.

Plying a ferry across the river Hemavathi at Kallahalli.

To,

The P. D. B. Mandya

L 4956 dt 18.11.42.

~~[illegible]~~ Issues certain instructions, with certain observations.

Serial No.

Letter no 26-8-42 from the President Dist Board, Mandya, Soliciting in the circumstances stated, orders of Govt as to whether the ~~right~~ power of leasing out the right of plying the ferry across the river Hemavathi at Kallahalli, Krishnarajapet Taluk, is vested in Sri Parakal Swamy Mutt, Inamdar of the village, as claimed by the said Mutt.

1) The proposal of the Mandya Dist Board to open a ferry across the river Hemavathi at Kallahalli, K.R.Pet taluk was sanctioned by Govt in G.O.d 7-5-41

Flag 7 — At the time when the above proposal was sub to Govt for sanction the alleged ~~rights~~ powers of Sri Parakala Swami Mutt to lease out the right of plying the ferry in question do not appear to have been brought to the notice of Govt.

2) The records enclosed with the report of the President, Mandya Dist Board, reveal that Sri Parakala Mutt had permitted (a long time back) certain villagers to ply a ferry across the river, claiming their [illegible]

NOTE—Contn. Sheet.

Plying a ferry across the river Hemavathi at Kattahalli K.R. Pet Taluk (3

1417

General and Revenue Secretariat

LB File No. 32 of 1942 [App. F. III—2

Serial No.

SECY. LAW DEPT. 3942 8 OCT 1942 GOVT OF MYSORE

b) The opinion of the Court for Inams may perhaps be obtained unofficially

7.10.42 SS

7) Law Secy 7/X/42

8) Ans 6-10-42

9) Memo No 88 dt 8-10-1942

Forwarded with compliments to the Superintendent of Inams for favour of opinion

By order

Inam 10/10/42

SUPERINTENDENT OF LAND RECORDS, SURVEY & SETTLEMENT MYSORE OFFICE OF THE BANGALORE C. No. 3033 Date

for Secretary to Law Dept

A. 325 12.10.42

I B No 111 of 42-43 dt 28.10.42 & 2 files

Returned with compliments.

1) There is no reference in the Inam Settlement Register conceding specifically the right to the item 'Ferry' or reserving the same to the Government. It is seen that for purposes of Inam Enquiry the items of revenue were confined to certain Major heads such as

1. Land Revenue
2. Mohatarfa (House Tax)
3. Sayer (transit duties and miscellaneous taxes)

Excise
4. Toddy or Abkary
5. Arrack

Forest
6. Sandal
7. Teak

the items of Revenue conceded to the Sri Matt in the

NOTE—Contn. Sheet.

plying a ferry across the river Hemavathi at Kallahalli, Krishnarajapet taluk

(5

General and Revenue Secretariat | File No. 1417/2 of 194 . [App. F. III—2

Serial No.

and the President, Dist Board, Mandya informed accordingly. If this is done, the G.O. dated 7.5.41 sanctioning the opening of a new ferry at Kallahalli will have to be withdrawn.

SECY. LAW DEPT. 10 NOV. 1942 GOVT OF MYSORE

b) In order - respectfully submitted.

Law Secy for 6/11/42

The rights of the ferry including the rights of lessee may be covered by the expression 'Chillare Bab' or Sunka. Hence your view of the Sup. Engr. Settlements may be accepted as correct & the G.O. dated 7.5.41 cancelled.

OFFICE OF THE MINISTER FOR L. S. G. & P. H. Date 11.11.42 No. 3754

Minister L.S.G.

Ans 10-11-42

for 11/11/42

L.S.G. 11.11.42

Ans 11-11-42

Draft letter pl

11/11/42

Draft sent

W 14/11

REV. SECTN.

NOTE—Contn. Sheet.

J. Jones 14/11/42

1417/2

.B2.C.70/42-43.

Encls. one file. (Containing 60 sheets)

Office of the President,
District Board,
Mandya, dated 22nd August '42.

LB 32-42-1

From

K. CHIKKALINGIAH, ESQ., B.A., LL.B.,
President, District Board,
Mandya District, Mandya.

To

C. NARAYANASWAMY NAIDU, ESQ., B.A., B.L.,
Secretary to Government of Mysore,
Law Department, Bangalore.

Through:

The Deputy Commissioner,
Mandya District, Mandya.

Sir,

Re:- Plying a ferry across the river, Hemavathi at Kallahalli Krishnarajapet Taluk.

***

I have the honour to state that the Government have sanctioned the opening of a ferry across the river Hemavathi at Kallahalli, Krishnarajapet Taluk in their Order No.L.7935-38/L.B.32-40-10, dated 7th May 1941. The right of plying the ferry at Kallahalli for the year 1941-42 was notified for sale in public auction in this office notification No.C.398/40-41, dated 15-4-41 and the sale was conducted by me on 9-5-1941 but no bids were secured. Messers: Chanuveera-Naika and Doddanaika of Poovanahalli, Bookinakere Hobli, Krishnaraja Pet Taluk petitioned to this office stating that they are plying the ferry at Kallahalli from a very long time and they have been permitted to do so by the agent Sri Parakalswamy Mutt Inamdar of the village. Thereupon, the Agent, Sri Parakalaswami Mutt, Mysore was addressed to intimate whether the mutt is vested with any right to lease out the ferry right at Kallahalli. He replied that Kallahalli is a Sarvamanya Inam village granted to the Mutt and the Mutt is vested with the power of leasing out the right of plying the ferry every year. He was asked to produce documentary evidence if any, to prove their title to this ferry and he has sent a copy of the sanna issued to the Parakalaswamy Mutt by His Highness Sri Krishnaraja Wadiyar on 2-1-1817. They seem to claim this right on the ground that they are entitled to "Neeraramba and Sunka" in the Sarvamanya village as per terms of the said Sannad (copy enclosed) for favour of information and return (Flag 'A').

Appendix F. G.—1]

SUBJECT.....

.....

.....

Section LB

File No. 32-42

Serial No. 2

Diary No. of letter replied to.....

No. L-4956

Record

To

The President, Ha
bit-Board, H
the By-Comr

General and Revenue Secretariat

( )

the 194 .

Sir,

Date of issue... 18.11.42

with reference to your letter no B2-C-70/42-43 d 26-8-42 soliciting, in the circumstances stated, orders of Govt as to whether the power of leasing out the right of plying the ferry across the river Hemavathi at Kallahalli, Krishnarajapet Taluk, is vested in Sri Para Kal Swamy Mutt, Inamdar of the village as claimed by the said Mutt, I am directed to state that the Superintendent

Signed by Mr. G R Rao

List of enclosures.....

Copied by.....

Examined by.....

of Inam Settlements who [illegible] Bulletin in

the matter ~~has~~ has stated ~~explained~~ the [illegible] among the [illegible] in the rural get

of revenue in the said village Concession to Sri [illegible] [illegible]

an item "civil work" ~~[illegible]~~ ~~[illegible]~~ includes "ferry" inclusive of the right to use it.

(Vide Chief Commr's circular [illegible] 20 [illegible] the villagers [illegible] employing the [illegible] to the [illegible] the village [illegible] to provide a [illegible] ~~has been included~~ ~~[illegible]~~ authority that [illegible] have at the time authorised it

Govt. consider that the ~~[illegible]~~ [illegible] vested to

the right of [illegible] the ferry across the river

Hemavathi at Kallahalli is less than ~~[illegible]~~ the

Sri Mutt and it may not be detrimental

In the circs I am pleased that the

G.O. no 17935-38, H.L.B. 52-40-3

d 7.5-41 according sanction to the proposal of

the Hanuga Dist. Board to open a ferry across

the river Hemavathi at Kallahalli, [illegible] ~~[illegible]~~ may be treated as ~~is accordingly~~ cancelled

The entire file of records received from Sri [illegible] is herewith returned. I have &c

for

Memo L. 4957-65 for Secy to Govt.

Copy w/c to the Chief Engr ✓ Law Dept. ✓

(2) Comptroller [illegible]

(3) [illegible] of Police.

for information

4) D.C. Manuga Dist for information

B.O.

for Secy to Govt.

Law Dept.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

General and Revenue Secretariat,

No. L.4956/LB 32-42-2 Dated Bangalore, 18 November 1942.

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore,
Law Department.

To

The President,
District Bo _____
(Through the Deputy Commissioner, Mandya District).

Sir,

With reference to your letter No.B2.C.70/42-43 dated 26th August 1942 soliciting, in the circumstances stated, orders of Government, as to whether the power of releasing out the right of plying the ferry across the river Hemavathi at Kallahalli Krishnarajpet Taluk, is vested in Sri Parakalswamy Mutt, Inamdar of the Village as claimed by the said Mutt, I am directed to state that the Superintendent of Inam Settlements who was consulted in the matter has stated that among the items of revenue in the said village conceded to Sri Parakalaswami Mutt in the original grant an item " chillarebab" is mentioned and it includes the right to the "ferry" inclusive of the right to lease it. (Vide Chief Commissioner's Circular No.29 dated 11th September 1860). The Mahazar of the villagers speaks to the fact that the villagers have been plying the ferry for a long time apparently with the permission of the Mutt authority and that Government have at no time sanctioned it. Government accordingly consider that the power to lease out the right of plying the ferry across the river Hemavathi at Kallahalli is vested in the Sri Mutt and that it may not be disturbed. In the circumstances I am to add that the Government Order No.L.7935-38/L.B. 32-40-10, dated 7th May 1941 according sanction to the proposal of the Mandya District Board to open a ferry across the river Hemavathi at Kallahalli

Krishnarajpet Taluk, may be treated as cancelled.

The entire file of records received from you is herewith returned.

I have the honour to be,
Sir,
Your most obedient Servant,

Sd. C. Narayanaswami Naidu

Secretary to Government,
Law Department.

Ago/6.

Memo No. L 4957-6 Dated, Bangalore the 18 November 1942

Copy of the above is forwarded with compliments to Chief Engr (2) The Commissioner, Coorg (3) D. G. P. & S. C. Mysore for information.

By Order,

Premachari

for Secretary to Gover
Law Department.